

STATE OF INDIANA ) IN THE MARION \_\_\_\_\_ COURT  
 )  
MARION COUNTY ) CAUSE NO. \_\_\_\_\_  
49D03 09 03 PL 011 62 2

**CHRIS NAYLOR,** )  
**INDIANA SECURITIES COMMISSIONER,** )

Plaintiff, )

vs. )

**DOROTHY GEISLER-TRAGARDH d/b/a  
PRAXIS-MRI GROUP, INC., JAN MARTEN,  
CHRIS MARTEN, J.S. MARTEN, INC., VERE  
ENERGY, LLC, CASTUS AQUA, LLC, and  
GEISLER-TRAGARDH, DOROTHY M TRUSTEE OF)  
THE DOROTHY M GEISLER-TRAGARDH  
REVOCABLE TRUST,**

**Defendants.** )

**ORDER GRANTING PLAINTIFF'S VERIFIED MOTION FOR A TEMPORARY  
RESTRAINING ORDER, AND SETTING HEARING DATE ON PLAINTIFF'S  
MOTION FOR PRELIMINARY INJUNCTION**






This matter came before the Court on Plaintiff's, State of Indiana, *ex rel.*, Chris Naylor, Indiana Securities Commissioner, Verified Motion for a Temporary Restraining Order and Preliminary Injunction, and the Court, having reviewed the Indiana Securities Commissioner's Verified Complaint, the Verified Motion for Temporary Restraining Order and Preliminary Injunction, all attached exhibits to the Verified Complaint and the Verified Motion, the Court finds as follows:

- 1) On March 11, 2009, Plaintiff filed his Verified Complaint (“Verified Complaint”), and a Verified Motion for a Temporary Restraining Order and Preliminary Injunction.
- 2) Good and reasonable cause exists to believe that Defendants have violated the Indiana Uniform Securities Act, Ind. Code 23-19-1, et seq., as follows:

Uniform Securities Act, Ind. Code 23-19-1, et seq., as follows:

- a) Dorothy Geisler-Tragardh d/b/a Praxis MRI-Group, Inc. (“Geisler-Tragardh”) and Chris Marten omitted to state a material fact necessary in order to make the statements made in the light of circumstances under which they were made not misleading in violation of Ind. Code § 23-19-5-1. Specifically, they failed to inform the investors in Praxis Resource Partners, LLC, that the funds they were investing would be converted to the personal use of Geisler-Tragardh and Chris Marten.
- b) Geisler-Tragardh and Chris Marten engaged in a course of business that operated as a fraud upon the investors in violation of Ind. Code § 23-19-5-1. Specifically, they converted Praxis Resource Partners investors’ funds for their own personal use.
- c) Geisler-Tragardh and Chris Marten employed a device, scheme or artifice to defraud the investors of Praxis Resource Partners in violation of Ind. Code § 23-19-5-1. Specifically, they sold the class A shares (valued at \$0.30 per share) belonging to Geisler-Tragardh to investors while intentionally misinforming the investors they were purchasing class B shares (valued at \$56 per share).
- d) Jan Marten and J.S. Marten, Inc. engaged in a course of business that operated as a fraud upon the investors of Praxis Resource Partners in violation of Ind. Code § 23-19-5-1. Specifically, they converted Terrence and Judith Brennan’s funds given in consideration of an investment in Praxis Resource Partners for their use.
- e) Geisler-Tragardh, Chris Marten, Jan Marten, J.S. Marten, Inc., and the Trust entity named as a Defendant have materially aided in the violation of the Act. Specifically, they have intentionally received funds from Geisler-Tragardh’s bank account 37xxx53 at Symphony Bank that were illegally converted from investors.
- f) Geisler-Tragardh and Vere have engaged in a course of business that operated as a fraud

upon the potential investors in Vere in violation of Ind. Code § 23-19-5-1. Specifically, Geisler-Tragardh and Vere have provided a prospectus to potential investors that includes material misstatements of fact, namely that developing clean alternative energy/electricity from municipal solid waste and trash can not and has not been accomplished.

- g) By using a prospectus that contains material misstatements of fact in an on going attempt to raise funds for Vere, Geisler-Tragardh and Vere are currently engaging in an act that violates Ind. Code 23-19-1, et seq.
- h) Geisler-Tragardh and Castus have made untrue material statements of a material fact in the offer of a security in violation of Ind. Code § 23-19-5-1. Specifically, Geisler-Tragardh and Castus have provided a power point presentation to potential investors that falsely indicates Tom Kincannon is involved with Castus.
- i) Geisler-Tragardh and Castus have made untrue material statements of a material fact in the offer of a security in violation of Ind. Code § 23-19-5-1. Specifically, Geisler-Tragardh and Castus have provided a power point presentation to potential investors that falsely indicates Castus has an off-take agreement in place with Praxis Resource Partners.
- j) By using a power point that contains material misstatements of fact in an on going attempt to raise funds for Castus, Geisler-Tragardh and Castus are currently engaging in an act that violates Ind. Code 23-19-1, et seq.

3. Ind. Code § 23-19-6-3 provides the Indiana Securities Commissioner with the following authority:

...the commissioner may bring an action in the name and on behalf of the state against the person and any other person participating in or about to participate in a violation of this chapter, to enjoin the person from continuing or doing an act furthering a violation of this chapter and may obtain the appointment of a receiver or conservator.

4. Good and reasonable cause exists that Defendants will abscond with misappropriated investor funds and other assets.
5. Good and reasonable cause exists that Defendants Dorothy Geisler-Tragardh, Castus Aqua, LLC, and Vere Energy, LLC, are continuing to sell or attempting sell shares in Vere Energy, LLC, and Castus Aqua, LLC, in violation of Ind. Code 23-19-1, et seq.
6. The harm to Plaintiff if a temporary restraining order is not entered significantly outweighs the harm to the Defendants if it is granted.
7. Plaintiff has no adequate remedy at law. It is likely that Defendants will continue to deplete and abscond with investor funds and assets in their control if a temporary restraining order is not immediately entered freezing all of Defendants' assets.
8. Plaintiff has no adequate remedy at law. It is likely Defendants Dorothy Geisler-Tragardh, Castus Aqua, LLC, and Vere Energy, LLC, will continue to sell shares Vere Energy, LLC, and Castus Aqua, in violation of Ind. Code 23-19-1, et seq., if a temporary restraining order is not entered.
9. The interest of the public will be served by granting Plaintiff's motion for a temporary restraining order. Ind. Code § 23-19-6-1(j)(1) provides that the "power to the secretary of state, the securities division, and the commissioner shall be liberally construed to the end that the practice or commission of fraud may be prohibited and prevented."
10. Plaintiff, State of Indiana, *ex rel.*, Chris Naylor, Indiana Securities Commissioner, Securities Division, is a governmental organization and is not required to offer a security pursuant to Rule 65(C) of the Indiana Rules of Trial Procedure.

**IT IS THEREFORE ORDERED** that Defendants are enjoined from:

- A. Transferring any money, assets, trust account funds or anything of value belonging to all Defendants;
- B. Investing, selling, redeeming, pledging, encumbering or otherwise disposing of or dispersing any of the assets under Defendants control;
- C. Defendants Dorothy Geisler-Tragardh, Castus Aqua, LLC, and Vere Energy, LLC, are enjoined from selling or attempting to sell shares in Castus Aqua, LLC, and Vere Energy, LLC,
- D. Altering, disposing, destroying, erasing or secreting away any and all records, whether in the form of documents or stored on computerized disks or hard drives, pertaining to the operation, management or control of all Defendants; or,
- E. Conducting business for or on behalf of all Defendants,
- F. The following accounts and assets shall be immediately frozen, pending further order of this Court:
  - 1. The real estate commonly known as 13419 Marjac Way, McCordsville, IN 46055.
  - 2. Any personal property within the residence at 13419 Marjac Way, McCordsville, IN 46055, including but not limited to artwork by Pablo Picasso, a Rolex watch, a diamond from J.S. Marten Jewelers in Carmel, Indiana.
  - 3. Automobiles of Dorothy Geisler-Tragardh: Nissan Murano, Lexus, and Mercedes Benz.
  - 4. A boat docked behind the real estate at 13419 Marjac Way, McCordsville, IN 46055, belonging to Dorothy Geisler-Tragardh.

5. *See Attached Confidential Record Pursuant to Administrative Rule 9*

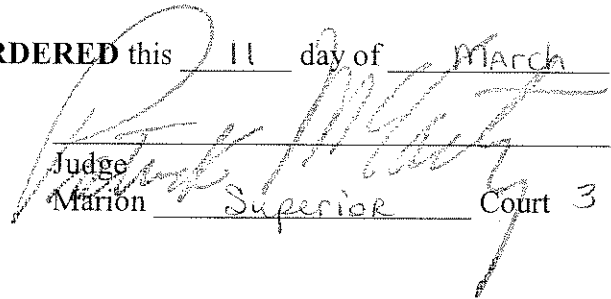
(G)(f).

G. Plaintiff's Verified Motion for Preliminary Injunction shall be set for hearing on the

18 day of March 2009, at 1:30 o'clock p.M.

H. This temporary restraining order shall expire within ten (10) days after entry unless good cause is shown for its extension.

**ALL OF WHICH IS ORDERED** this 11 day of March 2009 at 4:00 pm

  
Judge  
Marion Superior Court 3

Distribution:

David Christoff, OFFICE OF THE ATTORNEY GENERAL, 302 W. Washington Street, 5<sup>th</sup> Floor, Indianapolis, IN 46204

Dorothy Geisler-Tragardh, 13419 Marjac Way, McCordsville, IN 46055

Jan Marten, 12615 Timbercrest Bend, Carmel, IN 46033

Chris Marten, 12615 Timbercrest Bend, Carmel, IN 46033

J.S. Marten, Inc., care of Jan S Marten, 301 E. Carmel Drive, Suite B100, Carmel, IN 46032

Vere Energy, LLC, care of H Michael Traush, 13419 Marjac Way, McCordsville, IN 46055

Kevin McShane, Esq., 235 N Delaware, Indianapolis, IN 46204

Richard A Rocap, Esq., 6666 E. 75<sup>th</sup> Street, Ste. 410, Indianapolis, IN 46250

Castus Agua, LLC, care of Corporation Services Company, 251 E. Ohio Street, Ste. 500, Indianapolis, IN 46204